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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
10/045,674	10/25/2001	Robert C. Ladner	10280-140003	2458
26161	7590	04/11/2006	EXAMINER	
FISH & RICHARDSON PC P.O. BOX 1022 MINNEAPOLIS, MN 55440-1022			EPPERSON, JON D	
			ART UNIT	PAPER NUMBER
			1639	

DATE MAILED: 04/11/2006

Please find below and/or attached an Office communication concerning this application or proceeding.



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10/045,674

APPLICATION NO./ CONTROL NO.	FILING DATE	FIRST NAMED INVENTOR / PATENT IN REEXAMINATION	ATTORNEY DOCKET NO.
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EXAMINER

ART UNIT      PAPER

3/23/06

DATE MAILED:

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Commissioner of Patents and Trademarks

Non-Responsive Amendment (Bona fide)

The reply dated 1/19/06 is not fully responsive to the prior Office action because of the following omission(s) or matter(s):

Applicants did not properly indicate which of the newly added claims (e.g., see 1/19/2006 Response, claims 117-226) are readable upon the elected species in accordance with MPEP § 809.02(a) (e.g., see 2/28/05 Restriction, paragraph 19, "If claims are added after the election, applicant must indicate which are readable upon the elected species"). Here, Applicants have failed to provide an accurate list of the claims that are readable upon the elected species. For example, Applicants falsely indicated that all claims are readable on the elected species (e.g., see 1/19/06 Response, paragraph 3, "New claims 117-226 read on the elected species for Subgroups 3-5). However, Applicants elected a heavy chain, human FR3 region in subgroup 3, which does not read on the "FR1" region (e.g., see claims 148) or the "light" chain (e.g., see claim 164). That is, MPEP § 809.02(a) requires that Applicants provide "accurate" information.

The examiner also notes that the appropriate fees must be paid to extend the time period for response.

Since the above-mentioned reply appears to be bona fide, applicant is given ONE(1) MONTH or THIRTY (30) DAYS from the mailing date of this notice, whichever is longer, within which to supply the omission or correction in order to avoid abandonment. EXTENSIONS OF THIS TIME PERIOD MAY BE GRANTED UNDER 37 CFR 1.136(a).

Any inquiry concerning this communication should be directed to Examiner Jon D. Epperson, Ph. D., Art Unit 1639, whose telephone number is (571) 272-0808.

Any inquiry of a general nature or relating to the status of this application should be directed to the Technology Center receptionist whose telephone number is (571) 272-1600.

Jon D. Epperson Ph.D.  
Patent Examiner

JON EPPERSON, PH.D.  
PATENT EXAMINER